

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JAMES HUNTER,
MICHAEL LORANGER,
ERIC SONNENSTUHL,
AND LARRY W. WHITE

Application No. 10/696,807
Technology Center 2129

Mailed: May 11, 2009

Before DELORES LOWE, Review Team Paralegal

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on June 11, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is

herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On May 10, 2007, appellants filed an Appeal Brief. A review of the file reveals that there is no indication that the Appeal Brief been considered.

Lastly, claim 14 in the appendix of the Appeal Brief is not consistent as amended in the Amendment filed on May 11, 2006. The Appeal Brief Appendix of Claims (claim 14, page 11, line 4) reads: "means for storing the solution within a decision tree relating to the issue"; However, the Amendment dated May 11, 2006 (claim 14, page 4, line 4) reads: "means for storing the solution within a decision tree relating to the issue and" Appropriate correction required.

Accordingly, it is

ORDERED that the application is returned to the Examiner for consideration of the Appeal Brief, a written notification to applicants of consideration and for such further action as may be appropriate.

Application No. 10/696,807

If there are any questions pertaining to this erratum, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

/DAL/

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